



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. MBHB 02-013)

PATENT

In the Application of:

Sharma & Hoffman

Serial No. 10/043,774

Filed: January 10, 2002

For: Human Hematopoietic Growth Gene and
Uses

Before the Examiner:
T. McKelvey

Group Art Unit: 1636

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

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NOV 14 2003

TECH CENTER 1600/2900

Sir:

In regard to the above identified application:

1. We are transmitting herewith the attached

Response to Restriction Requirement and Return Postcard

2. No additional fee is required.
3. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
4. The undersigned hereby certifies that this Transmittal Letter and this paper, as described in paragraph 1 herein above, are being sent via U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on this 7th day of November 2003.

By:

Kevin E. Noonan, Ph.D.
Reg No. 35,303



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RESPONSE TO RESTRICTION REQUIREMENT
MAILED OCTOBER 7, 2003

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Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Responsive to the Restriction Requirement mailed October 7, 2003, Applicants elect to pursue claims 1-8, 12 and 13, designated as Group I by the Examiner.

If Examiner McKelvey believes it to be helpful, he is invited to contact the undersigned attorney by telephone at (312) 913-0001.

Respectfully submitted,
McDonnell Boehnen Hulbert & Berghoff

Date: November 7, 2003

By:

Kevin E. Noonan, Ph.D.
Reg. No. 35,303